

# SENATE . . . . . No. 1615

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## The Commonwealth of Massachusetts

PRESENTED BY:

**Creem, Cynthia (SEN)**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

**An Act relating to liability of health professionals in emergency response.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Creem, Cynthia (SEN)	First Middlesex and Norfolk
Marc R. Pacheco	First Plymouth and Bristol
Susan C. Fargo	Third Middlesex
Colleen M. Garry	36th Middlesex
Kay Khan	11th Middlesex
Jennifer M. Callahan	18th Worcester
Cory Atkins	14th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S00885 OF 2007-2008.]

## **The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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### **AN ACT RELATING TO LIABILITY OF HEALTH PROFESSIONALS IN EMERGENCY RESPONSE.**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority  
of the same, as follows:*

1           SECTION 1. Chapter 112 of the Massachusetts General Laws is hereby amended by  
2   striking out section 12C and inserting in place thereof the following section:-  
3   Section 12C. No physician or nurse administering immunization or other protective programs  
4   under public health programs shall be liable in a civil suit for damages as a result of any act or  
5   omission on his part in carrying out his duties. No physician or nurse who is registered by the  
6   Commonwealth in the Massachusetts System for Advance Registration of Volunteer Health  
7   Professionals or its successor entity shall be liable in civil suit for damages for any act or  
8   omission on his part related to his voluntary participation, or within the course of employment, in  
9   any disaster preparedness or response activity.